

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA

BUESCHER, *et al.*,

Plaintiffs,

-v-

BRENNETAG NORTH AMERICA, INC., *et
al.*,

Defendants.

Case No. 5:20-cv-00147-JMG

JOINT STATUS REPORT ON OUTCOME OF MEDIATION

Plaintiffs Bryant Buescher, Clarence Iannine, Claressa Wallace, and Craig Cook (“Plaintiffs”), and Defendants Brenntag North America, Inc., Board of Directors of Brenntag North America, Inc., and Brenntag Investment and Oversight Committee (“Defendants,” and with Plaintiffs, the “Parties”), by and through their undersigned attorneys, hereby submit this joint status report on the outcome of mediation pursuant to the Court’s April 7, 2020 order.

On April 7, 2020, the Court granted the Parties’ Joint Stipulated Motion for Stay Pending Mediation. The Court stayed the case through July 6, 2020, and ordered the Parties to submit a joint status report on the outcome of mediation by July 13, 2020.

On May 19, 2020, the Parties participated in a mediation session with David Geronemus, a neutral, third-party private mediator with experience mediating ERISA class actions. At the conclusion of the mediation session, the Parties reached an agreement in principle to settle the case on a class basis, subject to court approval. The Parties are negotiating the terms of the class action settlement agreement, and Plaintiffs are preparing their motion for preliminary approval of the settlement. The Parties expect that the settlement agreement will be finalized and Plaintiffs prepared to file their preliminary approval motion by August 21, 2020. The Parties therefore

request that the Court set August 21, 2020 as the deadline for Plaintiffs to file their motion for preliminary approval of the settlement.

Dated: July 13, 2020

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on July 13, 2020, I filed a true and correct copy of the foregoing document using the Court's CM/ECF system, which will send a notice of electronic filing upon all counsel of record:

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